

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
SOUTHERN DIVISION**

TRINITY YACHTS, LLC

PLAINTIFF

v.

CAUSE NO. 1:11CV507-LG-JMR

**THOMAS RUTHERFOORD, INC.,
and MARSH & McLENNAN AGENCY, LLC**

DEFENDANTS

FINAL JUDGMENT

This matter having come on to be heard on the Motion for Partial Summary Judgment on the Issue of Duty [77] filed by the defendants Thomas Rutherford, Inc., and Marsh & McLennan Agency, LLC, the Court, after a full review and consideration of the defendants' Motion, the pleadings on file and the relevant legal authority, finds that in accord with the Memorandum Opinion and Order entered herein,

IT IS ORDERED AND ADJUDGED that because there is no genuine issue as to any material fact, judgment is rendered in favor of Thomas Rutherford, Inc., and Marsh & McLennan Agency, LLC, pursuant to Fed. R. Civ. P. 56. This case is hereby **DISMISSED WITH PREJUDICE**. In accordance with Fed. R. Civ. P. 54(d)(1), the defendants are entitled to recover costs from the plaintiff.

SO ORDERED AND ADJUDGED this the 5th day of March, 2013.

s/ Louis Guirola, Jr.
LOUIS GUIROLA, JR.
CHIEF U.S. DISTRICT JUDGE